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BOARD OF CORRECTION
CITY OF NEW YORK
1 CENTRE STREET, RM 2213
NEW YORK, NY 10007
212 669-7900 (Office)
212 669-7980 (Fax)

Martha King
Executive Director

Record of Variance Action

On January 12, 2016, the NYC Board of Correction voted to APPROVE the Department of Correction's request for a limited variance from BOC Minimum Standard 1-02(c)(1), which requires inmates ages 18-21 be housed separate and apart from inmates over the age of 21.

This variance allows the Department a six-month extension of time, commencing on January 12, 2016, to house inmates ages 18-21 separately and apart from inmates over the age of 21.

Type of Variance: Limited

Date on which variance will commence: January 12, 2016

Time period, if any: Six months ending July 12, 2016

Minimum Standard for which Variance is Granted: 1-02(c)(1)

Date on which Board of Correction first approved variance (for renewals only):
September 8, 2015

Requirements imposed as conditions on variance:

1. By February 12, 2016, the Department shall provide to the Board a detailed description, in writing, of (1) each type of restrictive housing unit referenced on page 3 of the Department's "Young Adult Plan Update 2016," namely, Transitional Restorative Units, Second Chance Units, and Secure Units (collectively, "Restrictive Housing Units"); and (2) the level of restrictions for each Restrictive Housing Unit.
2. During the pendency of this Variance, before the transfer of any Young Adults to the restrictive housing units referenced on page 3 of the Department's "Young Adult Plan Update 2016" — namely, Transitional Restorative Units, Second Chance Units, and Secure Units (collectively, "Restrictive Housing Units") — the

Department shall provide the Board of Correction with written policies concerning each of the Restrictive Housing Units.

3. During the pendency of this Variance, the Department shall provide monthly progress reports, in writing, to the Board. Each report shall provide updates to the Young Adult Plan and a timeline for its implementation. The Department shall provide its monthly progress report for the month of January by February 5, 2016, and shall provide a progress report for each month thereafter on the fifth business day of the following month. The monthly progress reports shall be posted on the Board's website.
4. The Department shall submit to the Board a written assessment of its piloting of the Secure Unit, referenced on page 4 of "Young Adult Plan Update 2016," in advance of the Department's elimination of punitive segregation for Young Adults.